

Docket No.: 8733.860.00-US  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Sang-Min JANG et al.

Customer No.: 30827

Application No.: 10/602,675

Confirmation No.: 1984

Filed: June 25, 2003

Art Unit: 2871

For: TRANSFLECTIVE LIQUID CRYSTAL  
DISPLAY DEVICE AND FABRICATING  
METHOD THEREOF

Examiner: Thanh N. Nguyen

**SUPPLEMENTAL AMENDMENT**

MS Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated September 29, 2004, Applicants submit the supplemental arguments presented herein below.

Further to the Amendment submitted by Applicants on December 29, 2004, Applicants note that U.S. Patent Publication No. 2003/0058389 A1 to Ha et al. ("Ha") upon which the Examiner relied as rendering claims 8, 14, and 16-23 unpatentable does not qualify as prior art under 35 U.S.C. §103(c).

Effective November 29, 1999, 35 U.S.C. 103(c) provides that subject matter developed by another which qualifies as "prior art" only under subsection 35 U.S.C. §102(e) is not to be considered when determining whether an invention sought to be patented is obvious under 35 U.S.C. §103, provided the subject matter and the claimed invention were commonly owned at the time the invention was made.

The instant application is wholly owned by LG.Philips LCD Co., LTD as evidenced by the assignment documents recorded by the U.S. Patent and Trademark Office on June 25,

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2003 at reel no. 014234 and frame no. 0921. Furthermore, the subject matter of U.S. Patent Publication No. 2003/0058389 is wholly owned by LG.Philips LCD Co., LTD as evidenced by the the assignment documents recorded by the U.S. Patent and Trademark Office on December 2, 2002 at reel no. 013543 and frame no. 0769. Accordingly, Ha is not a prior art under 35 U.S.C. §103(c) because the subject matter and the claimed invention were commonly owned.

The application is in condition for allowance. Notice of same is earnestly solicited. Should the Examiner for any reason find the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at (202) 496-7500 to discuss the steps necessary for placing the application in condition for allowance. All correspondence should continue to be sent to the below-listed address.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time, or any other fees required to complete the filing of this response, may be charged to Deposit Account No. 50-0911. Please credit any overpayment to deposit Account No. 50-0911. A duplicate copy of this sheet is enclosed.

Dated: March 9, 2005

Respectfully submitted,



Rebecca Goldman Rudolph

Registration No.: 41,786

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Attorney for Applicants

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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				<b>Complete If Known</b>	
				Application Number	Not Yet Assigned
				Filing Date	June 25, 2003
				First Named Inventor	Sang-Min Jang
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	8733.860.00-US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
BN	AA	5,408,345-	04-18-1995	Mitsui et al.	
BN	AB	6,195,140-	02-27-2001	Kubo et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>3</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
TN	BA	JP-2000-183646-	06-30-2000	Miyashita Hiroaki et al.		
TN	BB	JP-2000-111902-	04-21-2000	Miyashita Hiroaki et al.		

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See attached Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the application number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	2/22/05
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